

No. 39

# MICHIGAN SENATE

## DAILY CALENDAR

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WEDNESDAY, MAY 13, 2009  
10:00 a.m.

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### MOTIONS

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(Consideration postponed until Tuesday, June 2.)

**HB 4316** Rep. Lisa Brown  
Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.  
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).  
**I.E. House, March 26, 2009.**  
**Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.**

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(Consideration postponed until Tuesday, June 2.)

**HB 4317** Rep. Kennedy  
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.  
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).  
**I.E. House, March 26, 2009.**  
**Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.**

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(Consideration postponed until Tuesday, June 2.)

**HB 4318** Rep. Slavens  
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.  
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).  
**I.E. House, March 26, 2009.**  
**Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.**

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(Consideration postponed until Thursday, December 31.)

**SR 15** Sen. Whitmer  
A resolution to amend the Standing Rules of the Senate.  
**Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7.**

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### MESSAGES FROM THE HOUSE

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**SB 363** Sen. Allen  
Trade; vehicles; recreational vehicle manufacturers, wholesalers, warrantors, and dealers; regulate.  
Creates new act.  
**I.E. House, April 23, 2009.**  
**Returned from House with amendment, Tuesday, April 28; laid over under the rules.**  
**For House amendment, see Senate Journal No. 32, page 589.**  
**Committee recommended I.E.**

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### THIRD READING OF BILLS

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**SB 216** Sen. Allen  
Liquor; licenses; continuing care retirement center liquor license; create.  
Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

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**SB 47** Sen. Kahn  
Health; pharmaceuticals; prescription drug website; provide for.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.  
**Reported by Committee on Health Policy.**  
**Committee recommended I.E.**

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**SB 282** Sen. Sanborn  
Property tax; principal residence exemption; individual moving into assisted living facility; allow to retain principal residence exemption.  
Amends sec. 7cc of 1893 PA 206 (MCL 211.7cc).  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## THIRD READING OF BILLS

9

**SB 321** Sen. Kahn

Mental health; community mental health; powers of governing board of a community mental health services authority; expand.

Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by adding sec. 204c.

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

10

**SB 141** Sen. Olshove

Property tax; principal residence exemption; eligibility for certain individuals; clarify.

Amends sec. 7cc of 1893 PA 206 (MCL 211.7cc).

**Reported by Committee on Finance.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

11

**SB 432** Sen. Clarke

Liquor; licenses; license to serve alcohol on certain premises of Wayne state university; allow under certain circumstances.

Amends sec. 513 of 1998 PA 58 (MCL 436.1513).

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

12

**SB 490** Sen. Gilbert

Highways; bridges; self-insured program for Mackinac bridge authority; create.

Amends title of 1950 (Ex Sess) PA 21 (MCL 254.301 - 254.302) & adds sec. 1a.

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

13

**SB 358** Sen. Kahn

Economic development; local development financing; smart zones; establish 2 additional zones.

Amends sec. 12a of 1986 PA 281 (MCL 125.2162a).

**Reported by Committee on Economic Development and Regulatory Reform.**

**Committee recommended I.E.**

## GENERAL ORDERS

14

**SB 186** Sen. Pappageorge

Liquor; licenses; "catering permit" for on-premises licensees to serve alcohol at locations other than the licensed premises under certain circumstances; provide for.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 545.

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

15

**SB 164** Sen. Barcia

Natural resources; hunting; issuance of crossbow permits to individuals with "temporary" disabilities; allow.

Amends sec. 40114 of 1994 PA 451 (MCL 324.40114).

**Reported by Committee on Hunting, Fishing and Outdoor Recreation.**

**Committee recommended I.E.**

16

**HB 4286** Rep. Nerat

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

**I.E. House, March 10, 2009.**

**Reported by Committee on Hunting, Fishing and Outdoor Recreation.**

**Committee recommended I.E.**

17

**SB 237** Sen. Brown

Appropriations; zero budget; department of agriculture; provide for fiscal year 2009-2010.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

18

**SB 245** Sen. Pappageorge

Appropriations; zero budget; general government; provide for fiscal year 2009-2010.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

19

**SB 248** Sen. Hardiman

Appropriations; zero budget; department of human services; provide for fiscal year 2009-2010.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

20

**SB 249** Sen. Cropsey

Appropriations; zero budget; judiciary; provide for fiscal year 2009-2010.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

21

**SB 250** Sen. Garcia

Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2009-2010.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

22

**SB 253** Sen. Garcia  
 Appropriations; zero budget; department of state police; provide for fiscal year 2009-2010.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

23

**SB 254** Sen. Hardiman  
 Appropriations; zero budget; department of transportation; provide for fiscal year 2009-2010.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

24

**SB 35** Sen. Sanborn  
 Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.  
 Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

25

**SB 361** Sen. Gilbert  
 Michigan business tax; gross receipts; phase-in of exclusion of tobacco taxes from the definition of gross receipts; eliminate.  
 Amends sec. 111 of 2007 PA 36 (MCL 208.1111).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

26

**SB 367** Sen. Olshove  
 Property tax; exemptions; definition of assisted living facility; include.  
 Amends sec. 7dd of 1893 PA 206 (MCL 211.7dd).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

27

**HB 4479** Rep. Barnett  
 Property tax; other; county board of commissioners meeting in October; revise meeting date.  
 Amends sec. 37 of 1893 PA 206 (MCL 211.37).  
**I.E. House, March 24, 2009.**  
**House substitute (H-1).**  
**Reported by Committee on Local, Urban and State Affairs.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

28

**SB 165** Sen. Barcia  
 Traffic control; accidents; procedure relating to obtaining crash reports; modify.  
 Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

## GENERAL ORDERS

29

**SB 433** Sen. Sanborn  
 Traffic control; traffic regulation; limitation on posted bond for certain weight violations; revise.  
 Amends sec. 724 of 1949 PA 300 (MCL 257.724).  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

30

**SB 113** Sen. McManus  
 Campaign finance; other; provision relating to complaints; modify.  
 Amends sec. 15 of 1976 PA 388 (MCL 169.215).  
**Reported by Committee on Campaign and Election Oversight.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

31

**SB 264** Sen. Hunter  
 Tobacco; fire safety; fire-safe cigarettes; require.  
 Creates & repeals new act.  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

32

**SB 426** Sen. Brown  
 Economic development; plant rehabilitation; abatement eligibility; expand to include certain modular housing manufacturer.  
 Amends secs. 2 & 14 of 1974 PA 198 (MCL 207.552 & 207.564).  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

33

**SB 416** Sen. Switalski  
 State financing and management; bonds; interest rates for school loans; revise.  
 Amends sec. 9 of 2005 PA 92 (MCL 388.1929).  
**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**

34

**SB 480** Sen. Kahn  
 Michigan business tax; other; provision relating to distribution amount into school aid fund; modify.  
 Amends sec. 515 of 2007 PA 36 (MCL 208.1515).  
**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**

35

**SB 494** Sen. Jelinek  
 Vehicles; other; references in Michigan vehicle code to transportation administration collection fund; revise to department of state operations fund, and eliminate certain sunsets.  
 Amends secs. 208b, 217a, 232, 801, 802, 803b, 803r, 804, 806, 809, 810b, 811d, 811e & 811h of 1949 PA 300 (MCL 257.208b et seq.).  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

## GENERAL ORDERS

36

**SB 495** Sen. Jelinek

Vehicles; other; references in natural resources and environmental protection act to transportation administration collection fund; revise to refer to department of state operations fund.

Amends secs. 80130, 80315, 81114 & 82156 of 1994 PA 451 (MCL 324.80130 et seq.).

**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**

37

**SB 540** Sen. Jelinek

State; identification cards; cleanup of various sections; provide for.

Amends sec. 7 of 1972 PA 222 (MCL 28.297).

**Reported by Committee on Appropriations.**  
**Committee recommended I.E.**

38

**SB 388** Sen. Birkholz

Natural resources; other; state park, boating access site, and forest recreation passport fees; provide for distribution of revenue.

Amends secs. 2005, 2030, 2035, 74101, 74102a, 74116, 74117, 74122, 74123, 78105 & 83106 of 1994 PA 451 (MCL 324.2005 et seq.); adds secs. 1911 & 2045 & repeals secs. 1909 & 1910 of 1994 PA 451 (MCL 324.1909 & 324.1910).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-4).**

**Committee recommended I.E.**

39

**SB 389** Sen. Basham

Natural resources; other; state park, boating access site, and forest recreation passport; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 805.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-6).**

**Committee recommended I.E.**

## COMMITTEE REPORTS

40

**SB 49** Sen. Kahn

Vehicles; registration plates; "I Believe" vehicle registration plates; create.

Amends sec. 224 of 1949 PA 300 (MCL 257.224).

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

## COMMITTEE REPORTS

41

**SB 59** Sen. Jansen

Vehicles; fund-raising registration plates; habitat for humanity license plate; create.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

42

**SB 128** Sen. Brown

Vehicles; registration plates; "In God We Trust" fund-raising plate; create, and earmark proceeds to the general fund.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

43

**SB 135** Sen. Pappageorge

Vehicles; registration plates; specialty plate for Michigan humane society; create.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

44

**SB 199** Sen. Kahn

Vehicles; registration plates; specialty plates for scouts; create.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

45

**SB 266** Sen. Hunter

Advertising; billboards; billboards for sexually oriented businesses; provide for regulation.

Amends sec. 18a of 1972 PA 106 (MCL 252.318a).

**Reported by Committee on Transportation.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

46

**SB 324** Sen. Patterson

Vehicles; fund-raising registration plates; specialty plates for ducks unlimited; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

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**COMMITTEE REPORTS**


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- \_\_\_\_\_ 47 \_\_\_\_\_
- HB 4053** Rep. Simpson  
 Highways; name; renaming a portion of M-188; designate as the "Elgie G. Hanna Memorial Highway".  
 Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 77.  
**I.E. House, March 10, 2009.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**
- \_\_\_\_\_ 48 \_\_\_\_\_
- HB 4224** Rep. Ebli  
 Traffic control; traffic regulation; prohibition for a truck trailer to tow both a slasher and saw unit; eliminate.  
 Amends sec. 719 of 1949 PA 300 (MCL 257.719).  
**I.E. House, March 17, 2009.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**
- \_\_\_\_\_ 49 \_\_\_\_\_
- SR 41** Sen. Cropsey  
 A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.  
**Reported by Committee on Judiciary.**  
**For text of resolution, see Senate Journal No. 32, page 591.**  
**Refer to Resolutions pursuant to Rule 3.106.**
- \_\_\_\_\_ 50 \_\_\_\_\_
- SB 478** Sen. Sanborn  
 Corrections; other; report to legislature of status of offender tracking system; require.  
 Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

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**SCHEDULED MEETINGS**


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- Administrative Rules** - Thursday, May 14, 9:00 a.m., Rooms 402 and 403, Capitol Building (373-6476)
- Appropriations** - Wednesday, May 13, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960) (CANCELED)
- Subcommittees -**
- Community Colleges** - Wednesday, May 20, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

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**SCHEDULED MEETINGS**


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- Community Health Department** - Thursday, May 21, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)
- Environmental Quality Department** - Wednesdays, May 13 and May 20, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)
- Higher Education** - Friday, May 15, 10:00 a.m., University of Michigan-Ann Arbor, Michigan League, Vandenberg Room, 911 North University Street, Ann Arbor; Thursday, May 14, 9:00 a.m., and Wednesday, May 20, 9:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)
- Judiciary and Corrections** - Tuesday, May 19, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)
- K-12, School Aid, Education** - Tuesdays, May 19, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)
- Natural Resources Department** - Tuesday, May 19, 12:00 noon or later immediately following session, Room 405, Capitol Building (373-2768) (CANCELED)
- Banking and Financial Institutions** - Wednesday, May 13, 9:00 a.m., Room 210, Farnum Building (373-3543)
- Conference Committees -**
- Foreclosure Proceedings on Residential Property (HB 4453)** - Wednesday, May 13, 12:30 p.m., Room 308, South Tower, House Office Building (373-0070)
- Modified Mortgage Loan Payment/FDIC Workout Program (HB 4455)** - Wednesday, May 13, 12:40 p.m., Room 308, South Tower, House Office Building (373-0070)
- Written Notice for Residential Property Foreclosure (HB 4454)** - Wednesday, May 13, 12:35 p.m., Room 308, South Tower, House Office Building (373-0070)
- Economic Development and Regulatory Reform** - Wednesday, May 13, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-7670)
- Energy Policy and Public Utilities** - Thursday, May 14, 1:00 p.m., Room 210, Farnum Building (373-7350)
- Health Policy** - Wednesday, May 13, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-0793)
- Legislative Commission on Statutory Mandates** - Tuesday, May 19, 3:00 p.m., Oakland County Executive Office Building, Waterford Room, 1st Floor, Building 41-West, 2100 Pontiac Lake Road, Waterford (373-0212)
- Legislative Retirement Board of Trustees** - Thursdays, June 4, September 10 and December 3, 2:00 p.m., Room H-252, Capitol Building (373-0575)



**SCHEDULED MEETINGS**

**Natural Resources and Environmental Affairs** - Wednesday, May 13, 1:00 p.m., Room 110, Farnum Building (373-3447)

**SCHEDULED MEETINGS**

**Senior Citizens and Veterans Affairs** - Wednesday, May 13, 9:00 a.m., Room 100, Farnum Building (373-2413)

**BILLS IN CONFERENCE**

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
HB 4453	Civil procedure; foreclosure; mediation program for mortgages of certain residential property that are in default; create.	Richardville Sanborn Hunter	Coulouris Johnson Calley		
HB 4454	Civil procedure; foreclosure; mediation program for mortgages of certain residential property that are in default; create.	Richardville Sanborn Hunter	Coulouris Johnson Calley		
HB 4455	Civil procedure; foreclosure; mediation program for mortgages of certain residential property that are in default; create.	Richardville Sanborn Hunter	Coulouris Johnson Calley		